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2004 MAY 25 PM 4:25

DEP E Ref
#307

03500.014241

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:)
NOBUHIRO ITO) : Examiner: J. Williams
Application No.: 09/505,627) : Group Art Unit: 2879
Filed: February 16, 2000) :
For: MANUFACTURING METHOD)
OF ELECTRON BEAM) :
APPARATUS AND SPACER, —)
AND ELECTRON BEAM) :
APPARATUS) May 18, 2004

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

In connection with the above-identified application, Applicant requests a refund of \$110.00 for a one month extension fee, which was erroneously charged to our Deposit Account 06-1205. It is requested that the refund be applied as a credit to that Deposit Account. The reason for the refund is explained below.

On February 2, 2004, Applicant submitted an Amendment (see attached copies of the Amendment and a postcard acknowledging receipt of the Amendment) in response to the Office Action mailed on October 31, 2003. Since January 31, 2004 was a Saturday, no extension fees were due at the time the Amendment was filed.

Adjustment date: 07/12/2004 EEKUBAYI
03/24/2004 VSEAFORT 00000001 061205 09505627
01 FC:1251 110.00 CR

BRANCH

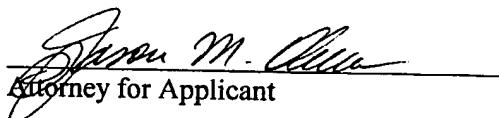
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Applicant's attorneys received a Monthly Statement of Deposit Account, dated March 31, 2004, (copy attached) indicating that Deposit Account No. 06-1205 was charged \$110.00. It is respectfully submitted that this charge is not warranted.

Accordingly, Applicant hereby requests a refund and authorizes the Commissioner to credit Deposit Account No. 06-1205 in the amount of \$110.00, to resolve this matter.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicant
Registration No. 48,512

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 427827v1



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

- Sir:
- Kindly acknowledge receipt of the accompanying:
 Response to Official Action. 10/31/03
 Check for \$ _____ (claims fee)
 Petition under 37 CFR 1.136 and Check for \$ _____
 Notice of Appeal and Check for \$ _____
 Information Disclosure Statement, PTO-1449 and _____
 Claim for priority and certified copies of _____
 Issue fee transmittal and Check for \$ _____
 Other (specify) COPY of substitute specification and mas Ked-up
by placing your receiving date stamp hereon and mailing or returning to deliverer.



Priority applications
documents

37 CFR 1.8
37 CFR 1.10
By Hand

Due Date 1/31/04
(Saturday)

Atty. JMO

FCRS-B
00-0000